

**Conference Committee Report on  
House Bill No. 394 / Senate Bill No. 453**

The House and Senate Conference Committee appointed pursuant to motions to resolve the differences between the two houses on House Bill No. 394 (Senate Bill No. 453) has met and recommends that all amendments be deleted.

The Committee further recommends that the following amendment be adopted: by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 40-35-501(h), is amended by deleting the subsection and substituting instead the following:

(h)

(1) Release eligibility for a defendant committing the offense of first degree murder on or after November 1, 1989, but prior to July 1, 1995, who receives a sentence of imprisonment for life occurs after service of sixty percent (60%) of sixty (60) years less sentence credits earned and retained by the defendant, but in no event shall a defendant sentenced to imprisonment for life be eligible for parole until the defendant has served a minimum of twenty-five (25) full calendar years of the sentence, notwithstanding the governor's power to reduce prison overcrowding pursuant to title 41, chapter 1, part 5, any sentence reduction credits authorized by § 41-21-236, or any other provision of law relating to sentence credits.

(2) There shall be no release eligibility for a person committing first degree murder, on or after July 1, 1995, and receiving a sentence of imprisonment for life. The person shall serve one hundred percent (100%) of sixty (60) years less sentence credits earned and retained. However, no sentence reduction credits authorized by § 41-21-236 or any other law, shall operate to reduce the sentence imposed by the court by more than fifteen percent (15%).

(3) There shall be no release eligibility for a defendant receiving a sentence of imprisonment for life without possibility of parole for first degree murder or aggravated rape of a child.

SECTION 2. Tennessee Code Annotated, Section 40-35-501(i), is amended by deleting subdivision (i)(2)(A).

SECTION 3. This act shall take effect upon becoming a law, the public welfare requiring it.

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Senator Mike Bell

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Representative Johnny Garrett

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Senator Brian Kelsey

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Representative Mary Littleton

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Senator Sara Kyle

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Representative Bob Freeman